ಕರ್ನಾಟಕ ವಿಧಾನ ಸಭೆ

KARNATAKA LEGISLATIVE ASSEMBLY

Saturday, the 7th February 1981, Magha 18, 1902 S.E.

The House met in the Assembly Chamber, Vidhana Soudha at Nine of the Clock.

[MR. SPEAKER (Sri K. H. RANGANATH) in the chair].

Obituary Reference

ಅಧ್ಯಕ್ಷರು.—ಪ್ರಶ್ನೋತ್ತರಕ್ಕೆ ಮುಂಚೆ ಪ್ರಜಾಪ್ರತಿನಿಧಿ ಸಭೆಯ ಸದಸ್ಯರಾಗಿದ್ದ ಜೆ. ಪಿ. ದೇವದಾಸ್ ಎಂಬುವರು ದಿನಾಂಕ ೨೮-೧-೮೧ ರಂದು ನಿಧನರಾದರೆಂದು ತಿಳಿದು ಬಂದಿದೆ. ದಿವಂಗತರು ೧೯೪೫ ರಿಂದ ೪೯ರ ವರೆಗೆ ಪ್ರಜಾಪ್ರತಿನಿಧಿ ಸಭೆಯ ಸದಸ್ಯರಾಗಿದ್ದರು. ದಿವಂಗತರ ಬಗ್ಗೆ ಈ ಮಾನ್ಯ ಸಭೆ ಒಂದು ನಿಮಿಷ ಎದ್ದು ನಿಂತು ಶ್ರದ್ಧಾಂಜಲಿ ಅರ್ಪಿಸಬೇಕೆಂದು ಕೇಳಿಕೊಳ್ಳುತ್ತೇನೆ.

(*The house stood in silence for a minute as a mark of respect to the memory of the departed*)

STARRED QUESTIONS

(to which oral Answers were given)

Allotment of Sites to the Municipal Councillors at Bus-Stand Robertsonpet, K.G.F.

10 SRI C. M. ARUMUGHAM (K.G.F.)—Will the Minister for Housing and Urban Development be pleased to state.—

(*a*) whether it is a fact that the Municipal Councillors and their relatives were allotted sites at the Bus stand, Robertsonpet, K.G.F. by the previous President of the Robertsonpet Town Municipality;

(*b*) whether it is a fact that the above sanction was rejected by the Deputy Commissioner. which was upheld by the Government;

(*c*) whether the authorities have approached the High Court, and what action has been taken on the judgement of the High Court in this regard?

SRI DHARAM SINGH NARAYANA SINGH.—(Minister for Housing and Urban Development).

(*a*) Yes.

(*b*) Yes.

(c) No, Authorities have not approached the High Court, Some of the lessees have approached the Hob'ble High Court of Karnataka in the matter. After disposal of Writ Petition, eviction proceedings have been taken up as per rules but some lesses have obtained orders from the local Munsiff Court to maintain statusquo.

SRI C. M. ARUMUGHAM.—May I know when these sites were allotted to the Councillors?

† SRI DHARAM SINGH.—In 1970 these sites were allotted.

SRI C. M. ARUMUGHAM.—When did the Deputy Commissioner pass the order rejecting allotment of sites to these Councillers?

SRI DHARAM SINGH.—The order was passed on 26th June, 1971.

SRI C. M. ARUMUGHAM.—When did the Government unheld the decision of the Deputy Commissioner and when did the Councillors approach the High Court?

SRI DHARAM SINGH.—On 20th March 1976 the Govt. upheld the decision. The Court dismissed...

SRI C. M. ARUMUGHAM.—Kindly tell us what is the decision of the High Court on this matter.

SRI DHARAM SINGH.—That is not before me. Some of the losses went to the High Court. The High Court dismissed the Writ Petition. After that, again they have gone to Munsiff Court and have obtained orders we have asked the Deputy Commissioner and Municipal Commissioner to approach Munsiff Court to vacate the stay order. They have approached and we are taking action.

SRI C. M. ARUMUGHAM.—I am not a legal expert. The Deputy Commissioner rejected the allotment of sites to the Councillers and then the Councillors approached the Government. The Government upheld the decision of the Deputy Commissioner. Then the Councillors went to the High Court. The High Court upheld the decision of the Government. That means, the allotment of sites became illegal and they should vacate. How can a Munsiff Court give Stay Order against the High Courts? Whether the facts of the High Courts were placed before the Muniff Court? Whether this was referred to Legal Department and why it has taken such a long time to move the Muniff Court to vacate the Stay?

MR. SPEAKER.—Of Course, nobody can move a Civil Court, but they have obtained an injunction. What the Minister has said was they have moved the Munsiff Court in this matter...

---

† Indicates that remarks or speeches have not been revised by the member concerned.

SRI DHARAM SINGH.—Our Government approached the Munsiff Court within a short time and they will...

SRI C. M. ARUMUGHUM.—You say that the Municipality has no public bodies. When the Special Deputy Commissioner is sitting 20 miles away, he never bothers. The Hon'ble Minister has not ordered for elections also. This is how it is going on. Will the Government place the facts before the Munsiff Court and try to vacate the Stay? Thus, the sites could be auctioned and we at least will get money from the general public.

SRI DHARAM SINGH.—The Government have already taken action in 1976. We have approached the Municipality also. The case is pending in the Munisiff Court and I have already given instructions to the Deputy Commissioner and they are taking action. The matter would be solved within a short time.

SRI AZEEZ SAIT.—The Tahsilar who is nearer to the locality should be appointed...

SRI DHARAM SINGH.—Already we have appointed special Commissioner. He is investigating the matter. The matter is pending since 1970.

SRI C. M. ARUMUGHAM.—Would the Government consider to appoint a full time administrator instead of Special Deputy Commissioner who come from Kolar once in a week or once in a fortnight?

SRI DHARAM SINGH.—We will consider it.

Utilisation of water resources for irrigation purpose in the State

153 SRI D.B. GANGADHARAPPA (Arasikere).—Will the Minister for Transport and Minor Irrigation be pleased to state.—

(a) whether it is a fact that Government Policy is to tap underground water resources to facilitate the agricultrist at places where there are no permanent water reservoir and to coustruct dams for irrigation purpose.

(b) whether the proposals have been called for and if so, whether plans and estimates have been prepared to dig community well or bore wells in famine striken areas like Arasikere taluk.

(c) The reasons why these proposals have not been taken up?

SRI M.M.J. SADYOJATHA.—(Minister for Transport and Minor Irrigation)

(a) Yes